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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order is made under section 120(2) and (3) of the Protection of Freedoms Act 2012 (“the 2012 Act”). This Order is the second commencement order to be made by the Welsh Ministers under the 2012 Act.

Article 2 of this Order brings into force on the 1 September 2013 sections 26 to 28 of the 2012 Act to regulate the biometric information of children and young persons in schools in Wales and further education institutions (FEIs) in Wales.

Section 26 imposes a requirement on schools and FEIs to notify parents and obtain parental consent before processing a child’s biometric information.

Section 27 specifies exceptions to the consent requirement and makes further provision about consent and notification.

Section 28 contains definitions relevant to the operation of sections 26 to 28.